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12 Attorney for ERIC MCCARTT

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Plaintiff,

v.

17 ERIC MCCARTT,

18 Defendant.

19 Case No. 3:18-CR-038-HDM-WGC

20 **ORDER GRANTING
21 STIPULATION TO CONTINUE
22 SENTENCING HEARING
(FIFTH REQUEST)**

23 IT IS HEREBY STIPULATED AND AGREED, by and between Federal Public
24 Defender RENE L. VALLADARES and Assistant Federal Public Defender TIFFANY L.
25 NOCON, counsel for ERIC MCCARTT, and Trial Attorney for the U.S. Department of Justice
LAUREN E. BRITSCH, United States Attorney NICHOLAS A. TRUTANICH, and Assistant
United States Attorney SUE FAHAMI, counsel for the United States of America, that the
Sentencing hearing set for November 20, 2019, at 10:00 AM, be vacated and continued to a
date and time convenient to the Court, but no earlier than ninety (90) days.

The continuance is necessary for the following reasons:

1 1. Both counsel request this additional time in order to allow adequate time to
2 continue to research new sentencing issues and to prepare for the sentencing hearing. Counsel
3 will also use the additional time to finalize restitution matters in advance of the sentencing
4 hearing.

5 2. The additional time requested by this Stipulation is reasonable pursuant to
6 Federal Rule of Criminal Procedure 32(b)(2), which states that the “court may, for good cause,
7 change any time limits prescribed in this rule.”

8 3. The Defendant is currently detained and agrees with the continuance.

9 4. This is the fifth request for continuance of the sentencing hearing.

10 DATED this 13th day of November, 2019.

11 RENE L. VALLADARES
12 Federal Public Defender

13 STEVEN J. GROCKI
14 Chief, Child Exploitation and
15 Obscenity Section, Criminal Division

16 By: /s/ Tiffany L. Nocon

17 TIFFANY L. NOCON
18 Assistant Federal Public Defender
19 Counsel for ERIC MCCARTT

20 By: /s/ Lauren E. Britsch

21 LAUREN E. BRITSCH
22 U.S. Department of Justice
23 Counsel for the Government

24 NICHOLAS A. TRUTANICH
25 United States Attorney

26 By: /s/ Sue Fahami
27 SUE FAHAMI
28 Assistant United States Attorney
29 Counsel for the Government

ORDER

Based on the Stipulation of counsel, and good cause appearing,

IT IS THEREFORE ORDERED that the Sentencing Hearing currently set for November 20, 2019, at 10:00 AM, is vacated and continued to Wednesday, February 12, 2020 at 10:00 AM in Reno Courtroom 4 before Judge Howard D. McKibben.

IT IS SO ORDERED.

DATED this 14th day of November, 2019.

Howard D McElhaney

**HOWARD D. MCKIBBEN
UNITED STATES DISTRICT JUDGE**